

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
(Charlotte Division)**

**JOSEPH SAVITSKIE, individually and on
behalf of all persons similarly situated,**

Plaintiff,

v.

ZENTA MORTGAGE SERVICES LLC,

Defendant.

Civil Action No. 3:11-cv-129

**FIRST NOTICE OF FILING CONSENTS
TO JOIN COLLECTIVE ACTION (1 TOTAL)**

Plaintiff Joseph Savitskie, on behalf of himself and all others similarly situated, hereby files the following Consents to Join Collective Action pursuant to the Fair Labor Standards Act, in connection with the above captioned action, attached hereto:

Consents to Join Collective Action

- **Randall Neal Spivey**

Dated: March 22, 2011

Respectfully submitted,

BROOKS LAW OFFICE

s/ Tamara Brooks

Tamara Brooks

N.C. State Bar No. 24139

6729 Fairview Road

Suite E

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s/ Shanon J. Carson

Shanon J. Carson
Sarah R. Schalman-Bergen
BERGER & MONTAGUE, P.C.
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Attorneys for Plaintiff

OPT-IN CONSENT FORM

Savitskie v. Zenta Mortgage Services LLC., Civil Action No. 3:11-cv-129
Zenta Mortgage Services LLC. – Unpaid Overtime Litigation
United States District Court for the Western District of North Carolina

Complete And Mail To:
 ZENTA WAGE & HOUR LITIGATION
 ATTN: SARAH SCHALMAN-BERGEN
 BERGER & MONTAGUE, P.C.
 1622 LOCUST STREET
 PHILADELPHIA, PA 19103
 PHONE: (215) 875-3053
 FAX: (215) 875-4604
 SSCHALMAN-BERGEN@BM.NET

Name: <u>Randall Neal Spivey</u> (Please Print)	Date of Birth: <u>[REDACTED] 60</u>
Address: <u>[REDACTED]</u> <u>Charlotte, NC 28269</u>	Phone No. 1: <u>454-[REDACTED]</u> Phone No. 2: <u></u>

CONSENT TO JOIN COLLECTIVE ACTION

Pursuant to Fair Labor Standards Act, 29 U.S.C. § 216(b)

- I consent and agree to pursue my claims arising out of alleged violations of the Fair Labor Standards Act, 29 U.S.C. § 201, *et seq.* in connection with the above-referenced lawsuit.
- I have worked as a Mortgage Underwriter or similarly titled position for Defendant Zenta Mortgage Services LLC. in (location) Charlotte, NC from on or about (date) 8/27/2010 to on or about (date) 11/20/2010.
- I have worked for Defendant in excess of 40 hours in a workweek without receiving overtime pay.
- I understand that this lawsuit is brought under the Fair Labor Standards Act of 1938, as amended, 29 U.S.C. § 201, *et seq.* I hereby consent, agree and opt-in to become a Plaintiff herein and be bound by any judgment of the Court or any settlement of this action.
- I specifically authorize the Named Plaintiff and his attorneys, Berger & Montague, P.C., as my agents to prosecute this lawsuit on my behalf and to negotiate a settlement of any and all claims I have against the Defendant in this litigation.

<u>3-15-2011</u> (Date Signed)	<u>[Signature]</u> (Signature)
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****IMPORTANT NOTE****

Statute of Limitations concerns mandate that you return this form as soon as possible to preserve your rights.